UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF NEW YORK

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ANDREW J. JAMES,

Plaintiff,

-against-

THE CITY OF NEW YORK, ANDREW TORRES, JASON FORGIONE, and JAMES PHILLIPS,

Defendants.

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STIPULATION AND ORDER OF DISMISSAL

13-CV-5481 (JG)(VVP)

WHEREAS, the parties have reached a settlement agreement and now desire to resolve the remaining issues raised in this litigation, without further proceedings and without admitting any fault or liability;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED, by and between the undersigned, that

1. The above-referenced action is hereby dismissed with prejudice; and

2. Notwithstanding the dismissal of this action in accordance with this agreement, the District Court shall continue to maintain jurisdiction over this action for the purpose of enforcing the terms of the settlement agreement reached between the parties and set forth in the Stipulation of Settlement executed by the parties in this matter.

SCOTT G. CERBIN
Attorney for Plaintiff
16 Court Street, Suite 2901
Brooklyn, New York 11241

Dated: June 12, 2014

By: ______________________
Scott G. Cerbin
Attorney for Plaintiff

ZACHARY W. CARTER
Corporation Counsel of the
City of New York
Attorney for Defendants City, Torres and Phillips
100 Church Street
New York, New York 10007

Dated: 6/27/14

By: ______________________
Matthew J. Modafferi
Assistant Corporation Counsel

The Quinn Law Firm
~~QUINN MELLEA & GIOFFRE, LLP~~
Attorney for Defendant Forgione
399 Knollwood Road, Suite 220
White Plains, New York 10603

Dated: 6/27/14

By: ______________________
Anthony J. DiFiore
Attorney for Defendant Arquer

SO ORDERED:

____
HON. JOHN GLEESON
UNITED STATES DISTRICT JUDGE

Dated: Brooklyn, New York
__________, 2014